

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

RECEIVED

APPEAL FROM SOUTH CAROLINA
WORKERS' COMPENSATION COMMISSION

NOV 15 2023

SC Court of Appeals

WCC No.: 1824334

Daniel P. Hayden, Employee,.....Appellant,

v.

Riverside Transport, Inc., and
Liberty Mutual Ins. Co., Carrier,.....Respondents.

**APPELLANT'S
DESIGNATION OF MATTER
TO BE INCLUDED IN
THE RECORD ON APPEAL**

Frank A. Barton
THE BARTON LAW OFFICE
104 Round Knob Road
Post Office Box 2637
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(803) 821-9026 / fax (803) 490-1024
ATTORNEY FOR APPELLANT

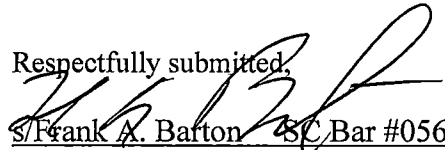
Pursuant to Rule 209 of the South Carolina Appellant Court rules the Appellant does designate the following to be included in the Record on Appeal:

- a. Appellate Panel Decision and Order, dated August 16, 2023;
- b. Decision and Order of the Hearing Commissioner, dated January 24, 2023;
- c. Claimant's Form 30, dated February 7, 2023;
- d. Claimant's Brief of Appellant, dated March 20, 2023;
- e. Defendant's-Respondent's Brief, dated April 24, 2023;
- f. Claimant's Form 58 and Notice of Witnesses and Medical Records to be Introduced, dated December 20, 2021, with attachments pages 1-2, 8-9, and 15-18;
- g. Defendants' Form 58 and Notice of Witnesses and Written Reports, dated January 5, 2021, with attachments pages 19-55, 58-66;
- h. Commission email from Valerie Deller to Claimant's attorney, dated April 11, 2023;
- i. Claimant's letter of April 6, 2023, with Request for Full Record and attachments Exhibit A, pages 1-23;
- j. Transcript of Hearing of January 5, 2022;
- k. Claimant's Amended Form 50, dated September 28, 2021;
- l. Defendant's Form 51, dated October 18, 2021.

I do hereby certify pursuant to Rule 209(c) this designation contains no matter which is irrelevant to the Appeal.

Lexington, South Carolina
November 13, 2023

Respectfully submitted,


s/Frank A. Barton SC Bar #0562

Frank A. Barton

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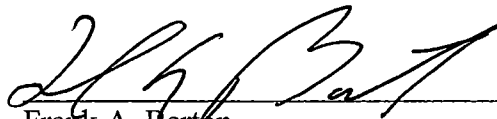
PROOF OF SERVICE

The undersigned does hereby certify one copy each of the **INITIAL BRIEF OF APPELLANT** and **APPELLANT'S DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL** was served in the foregoing action by depositing the same in the United States mail, with sufficient postage affixed thereon and return address clearly visible on November 13, 2023, addressed to each of the following:

D. Alan Westerlund, Jr., Esquire
Willson Jones Carter & Baxley, P.A.
4922 O'Hear Avenue, Suite 301
North Charleston, South Carolina 29405
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John Gabriel Coggiola, Esquire
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Lexington, South Carolina
November 13, 2023



Frank A. Barton
Attorney for the Appellant

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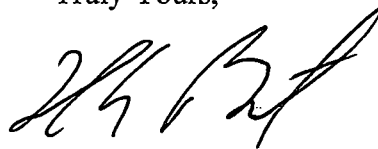
Jenny Abbott Kitchings, Clerk of Court
The South Carolina Court of Appeals
Post Office Box 11629
Columbia, South Carolina 29211

RE: Daniel P. Hayden v. Riverside Transport, Inc.
Appellate Case No. 2023-001437

Dear Clerk Kitchings:

Enclosed for filing please find the Initial Brief of Appellant and Appellant's Designation of Matter to Be Included In the Record on Appeal. By copy of this letter we are also serving Mr. Westerlund and Mr. Coggiola. They are also being furnished copies by email.

Truly Yours,



Frank A. Barton

FAB/lfm

cc: D. Alan Westerlund, Jr., Esquire (dawesterlund@wjcblaw.com)
John Gabriel Coggiola, Esquire (jgcoggiola@wjlaw.net)



Columbia P&C 290
MON 13 NOV 2023

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